

**ELECTRICAL ADVISORY COMMITTEE MEETING  
March 16, 2004 MINUTES**

**Office of Housing, Buildings & Construction  
Electrical Section  
101 Sea Hero Road, Suite 100  
Frankfort KY 40601-5405**

**MEMBERS IN ATTENDANCE**

Archer, James	Howard, Jan	Leake, Michael	Moore, Jonathan
Malone, Mary	Osborne, Gary	Pace, Chris	Shelton, Don
Shouse, Jerry M.			

**MEMBERS IN ABSENT**

Holthouser, Norman G.	Strange, Jim
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**OFFICE OF HOUSING STAFF IN ATTENDANCE**

Bennett, Mike; Office of Housing, Legal Counsel  
Dempsey, Frank; Office of Housing, Legal Counsel  
Langford, Dennis; Office of Housing, Executive Director  
McMichael, Shawwna; Administrative Secretary, Hazardous Materials Section  
Miley, Lori; Informational Technology (IT) Section  
Owens, Darnell; Electrical Licensing Section  
Perkins, Billy; Chief Electrical Inspector

**VISITORS IN ATTENDANCE**

Browning, Frank; Electrical Inspector (2253-C)  
Cook, Jewll; Continuing Education Provider applicant  
Cox, Jim; Northern Kentucky Electrical Association (*NKEA*)  
Drum, Steve; Northern Kentucky Electrical Association (*NKEA*)  
Enzweiler, Mike; Home Builders Association of Northern Kentucky (*HBA*)  
Helmer, Stephen; Electrical Inspector (2279-C)  
Justice, James; Kentucky Community Technical College System (*KCTCS*)  
Trivette, Mel; Franklin County Electrical Inspector (2374-C)

**Meeting Called to Order**

Don Shelton made a motion to call the meeting to order at 9:14 a.m. Gary Osborne seconded the motion. All in favor. Motion carried.

**Approval of the Committee Minutes**

Chairman Archer inquired if there was a motion to approve the last Committee meeting minutes, March 2, 2004. Chris Pace made a motion to change on page 4 from "Mr. Pace stated that 4 years of experience or 2 years of experience and 2 years of education..." to be changed to "Mr. Pace stated that 4 years of experience and either 2 years of additional experience or 2 years of education is required to obtain an Electricians license."

Jan Howard made a motion to approve the minutes as amended. Mr. Shelton seconded the motion. All in favor. Motion carried.

#### **New Business – Mr. Langford**

Dennis Langford stated that the electrical licenses have been mailed out to license holders. Mr. Langford stated that there are some license holders who have 2 different license numbers but of the same license type. The “clean-up” bill has not proceed out of Committee yet. Mr. Langford stated that he had a meeting with Senator Gary Tapp at 11:30 today to discuss some issues within the Department. Mr. Langford stated that Dr. McCall of *KCTCS* has some concerns. However, James Justice of *KCTCS* is here to discuss some of the concerns due to Dr. McCall being unable to attend the meeting. Mr. Langford stated that he has asked *KCTCS* to come before the Committee. *KCTCS* does Apprenticeship programs as well as other programs. Mr. Langford stated that *KCTCS*’s amendment to the “clean-up” bill will probably be removed and hopes to get amendment added during the next scheduled legislature. Mr. Langford stated that the “last 2 or 3 weeks of legislature is silly and any bill can be amended. Hopefully the “clean-up” bill will get out of Committee and get approved.”

#### **“Operation Clean Sweep”**

Legal Counsel Dempsey stated that Lori Miley and Darnell Owens are here to discuss issues. Mr. Owens stated that the electrical licensing section are currently in “operation clean sweep”. “Operation clean sweep” consists of filing, database clean-up, printing permanent licenses, deleting fake licenses, updating address changes and deleting duplicate licenses. In printing 5,000 electrical licenses there have been approximately 10 licenses returned due to incorrect addresses. There has only been one instance of license numbers not being a duplicate number for a license holder. The Department has adopted standards for license procedures.

Mr. Langford stated that he could not say enough on the electrical licensing staff and their expertise. Mr. Langford stated that the electrical licensing staff works for a temporary service, Adecco, and are very pleased with their help.

#### **New Business - Legal Counsel**

Legal Counsel Dempsey stated that we have an issue that has arised from KRS 227.A080 Section 2, which states “experience as ... in this state”. However, Section 1(a) “The applicant is currently licensed by a city, county, urban-county, consolidated local government, or the state of Kentucky; or” If someone has an Evansville electrical license they are granted a Kentucky license with proof of the license. Mr. Osborne stated that he agreed. Michael Leake stated that he assumed that it would only be a state that reciprocates with Kentucky. Legal Counsel Dempsey stated the law does not indicate it has to be a state that reciprocates with Kentucky. Mr. Leake stated that you will have a mass amount of people from out of state applying for an electrical license. Legal Counsel Dempsey disagreed with Mr. Leake and stated the people are getting turned down have a local license. Mr. Pace stated that there may be 500 people out of state apply for licenses in the same circumstance as being discussed. Mr. Langford stated that Becky Patterson’s group has people in the same circumstance.

Mel Trivette stated that local licenses are only for Master Electricians and Electricians licenses not Contractor licenses. Legal Counsel Dempsey answered yes. Mr. Trivette stated in state experience for Contractors is required or the applicant must take the approved Contractor exam.

Mary Malone stated that the section that Legal Counsel Dempsey cited did not indicate a state license is acceptable only local, municipality or urban government licenses. Legal Counsel Dempsey answered correct. Mr. Owens stated that the Department has a list of states that are approved. Mr. Owens further inquired if the list of states approved by the Department is approved to accept their licenses. Legal Counsel Dempsey answered no; the Department only recognizes their test scores that are proctored by Exporior. The list of states approved by the Department has equal or equivalent qualifications as Kentucky. Mr. Owens stated that the list of 10 to 12 states are the only states that the Department is aware of. Legal Counsel Dempsey stated that the Department sent letters to all of the states and requested information on their electrical licensing. However, there were some states that did not respond. The Committee approved the list of states before or during licensing began.

### **Tom Studer**

Mr. Perkins stated that Tom Studer was unable to attend the meeting. However, Mr. Studer sent a representative from *NKEA* to discuss some issues. Jim Cox of *NKEA* stated that Mr. Studer had some concerns with neon sign companies being grandfathering. Mr. Cox stated that neon sign contractors are in a different situation. Electricians can not get insurance coverage to install neon signs. Mr. Cox stated that he was sure that the Committee did not want neon sign contractors to grandfather. Mr. Pace stated that he does not believe that the Committee can make an exemption for neon sign contractors. Mr. Langford stated that the Department/Committee could issue an informal decree like low voltage. Mr. Langford inquired if this was a problem in Northern Kentucky or across Kentucky. Mr. Cox stated that he would think the problem is across Kentucky. Mr. Langford stated that is why he asked. Mr. Trivette stated that there are neon sign contractors in Frankfort but Inspector inspected jobs as a Master Electrician. Mr. Cox stated that neon sign contractors don't require an electrical license.

Mr. Osborne inquired if the neon sign contractors just install a junction box. Ms. Malone stated that if a junction box is already in existence at the location there is no problem. However, if the neon sign contractor has to go back to the panel an electrical license is required. Mr. Pace inquired what the Committee needs to do. Mr. Langford stated that Legal Counsel Dempsey will need to get informational bulletin drafted. Mr. Langford stated that neon signs would not be considered an appliance so the neon sign contractor can go to the junction box without an electrical license with the 6 feet exemption.

Mr. Osborne suggested that *KCTCS* be moved to the next item due to Mr. Pace having to leave shortly. Jonathan Moore recommended that Legal Counsel draft a letter thus for neon sign contractors to be listed under applications to be exempt. Mr. Pace stated that the final connect is to be done by an electrician. Mr. Osborne seconded the motion.

### **KCTCS**

James Justice stated that he a representative of Dr. McCall of *KCTCS*. Mr. Justice stated that he would like to discuss the Committee's concerns with *KCTCS*. *KCTCS* wants to work with Committee but does feel there is value to *KCTCS* programs. Mr. Justice stated that *KCTCS* wants to grant college credit to *KCTCS* programs. Mr. Justice stated that *KCTCS* wants to build their program and resolve issues with the Committee.

Mr. Pace inquired if *KCTCS* was trying to get electrical licenses issued with out field experience in accordance with their amendment they filed on the “clean-up” bill. Mr. Justice stated that he was unsure. Mr. Pace stated that according to their amendment wording that is what their intentions were. Mr. Pace stated that 4 years is required under statue whether there are with *IBEW*, *IEC* or other organization 5 year programs that require 8,000 hours. Mr. Pace stated that the Committee does not want to take away from the other programs to get *KCTCS* programs approved. Mr. Justice stated that there is a balance there. Mr. Osborne stated that all registered programs require a 4 year program and by approving *KCTCS*’s 2 year program that would “gut” other programs. Outside of high school, 2 years of school and 2 years of experience is required. In *IBEW* programs you take over 4 years of programs, which go with *KCTCS*. Ms. Malone stated that Apprentices have a minimum of 144 hours but *KCTCS* may have more hours required. Mr. Justice stated that *KCTCS* does require more than 144 hours. Mr. Osborne stated that on the job training is much more of value than schooling as experience. Mr. Justice inquired what the Committee seen as a goal of *KCTCS* programs. Mr. Justice inquired what the Committee had determined the number of school hours. Mr. Osborne stated that programs range from 576 hours to 980 hours. Mr. Justice stated that he believes that *KCTCS* programs are 1,800 hours but not sure.

Mr. Pace stated that the Committee values on-the-job site experience. Mr. Justice stated that *KCTCS* offers a 4 year degree. Chairman Archer inquired what type of degree does people get. Mr. Justice stated that they get an associates degree in applied science. Mr. Langford stated that Dr. McCall has requested a Sub-Committee of the Electrical Advisory Committee to meet with the Labor Cabinet representatives and *KCTCS* to get this matter resolved. Mr. Langford stated that he was unsure if the meeting should be held in this type environment. Mr. Langford stated that it may take people that work with other programs to define our programs. Ms. Malone stated that prior to licensing, where did you graduates go – wiring homes, business, etc. Mr. Justice stated that he believes that some are wiring homes, commercial and industrial facilities. Mr. Justice stated that *KCTCS* collect program data where their graduates go. Mr. Langford stated that an individual from *KCTCS* stated that a lot of their graduates do industrial wiring in factories. Mr. Langford stated that this will improve our partnership.

Mike Enzweiler of Home Builders Association (*HBA*) inquired if Mr. Justice knew how many colleges with *KCTCS* offered Apprenticeship credits. Mr. Justice stated that Jefferson County *KCTCS* offers a lot. However, there are other facilities as well as Jefferson County. Mr. Langford stated that Elizabethtown also offers Apprenticeship credits. Mr. Owens stated that *KCTCS* has a valid argument. Electrician and Master Electrician graduates of *KCTCS* have stated that the Department has determined that *KCTCS*’s degrees are not acceptable. Mr. Owens stated that by having the *KCTCS* degree that does not put individuals at a higher level of pay than the entry level personnel. Apprenticeship programs are designed to give you work and school experience. *KCTCS* programs may need to be reviewed an approved as Apprenticeship programs. Mr. Pace stated that after grandfathering an individual has to pass the approved test. Mr. Owens stated that if he takes a prep course he could pass test. Mr. Owens stated that if an individual has 4 years of experience and 2 years of schooling, *KCTCS* is cut out. Mr. Pace stated that an individual furthers their career through education. Mr. Osborne stated that if Contractors are looking for a school, they look at their completion rate. Mr. Owens stated that he understands the Committee’s point but *KCTCS*’s degree is not acceptable and all of the *KCTCS* program

hours are worthless. Mr. Osborne stated that he does not believe that schooling is worthless. Mr. Owens stated that the Committee is looking for completion not degree.

Mr. Enzweiler stated that Apprenticeship programs do a combination of programs. Local people going into field needs to know they still have to have the required experience. Mr. Justice stated that he believes the Committee and *KCTCS* can find a common solution. Mr. Langford inquired if the Committee wanted to appoint a Sub-Committee to meet with *KCTCS* to resolve this issue. Mr. Moore made a motion to create a Sub-Committee of 4 Committee Members to be appointed by the Chairman. Mr. Howard seconded the motion. Mr. Howard volunteered to participate on the Sub-Committee. Chairman Archer inquired if there is a need for 4 Committee Members. Mr. Justice stated that he believes an 8 person Committee would be sufficient, which would include the Curriculum Chairman to be on the Sub-Committee. All in favor of motion. Motion carried.

#### Sub-Committee Appointment of Committee Members

Jan Howard  
Chris Pace  
Mary Malone  
Jim Strange

Mr. Perkins inquired if the Committee was going to set a date. Legal Counsel Dempsey stated that setting the date would be left up to the Sub-Committee. Mr. Howard stated that the Committee's objective was to work with *KCTCS* to get program like Apprenticeship programs. Mr. Langford stated that *KCTCS* has filed amendment to allow anyone in the *KCTCS* programs to automatically approved to get receive their electrical license. Mr. Pace stated that he hopes to set up meeting within the next three weeks. Mr. Langford stated that a contact person for the Sub-Committee needs to be appointed. Mr. Howard volunteered.

#### Stephen Helmer

Stephen Helmer stated that he has sent letters to Mr. Perkins and requested clarification. Mr. Helmer stated that he would like to discuss his first issue – construction temporary services. Mr. Howard stated that he believes the Committee has already resolved this issue. Legal Counsel Dempsey stated that construction temporary services have to be permitted and inspected. Mr. Helmer stated that he was not aware of that determination. Legal Counsel Dempsey stated that the Committee took action on this item last Committee meeting. Mr. Helmer inquired if the service is inspected on the site before installation. Legal Counsel Dempsey stated that the Committee did not discuss that issue. Mr. Helmer stated he has asked that the construction temporary service be installed and inspected on the job site. Mr. Helmer stated that in Cincinnati, Ohio they are doing inspection at their location not the site and mounting to the tap box or transformer. Some instances they are left on ground and wired.

Mr. Helmer inquired if there were minutes from the last meeting that discuss the construction temporary services. Legal Counsel Dempsey answered yes. Legal Counsel Dempsey stated that the inspection must be made at the location where the service will be installed. Mr. Howard stated that the installation must be made by a licensed Master Electrician and installed. Mr. Howard inquired if the problem was grounding. Mr. Helmer answered yes; proper ground rod is not being used. Mr. Helmer stated that he would like the matter/issue to be "carried out in same

across board". Mr. Howard stated that he believes that the installation must be inspected on site. Mr. Helmer stated that he has talked with utility company in Northern Kentucky who has moved an inspected "installation two to five times a year and want an inspection done across the board."

Mr. Trivette stated that he "has a utility company in Franklin County that does installations and locks it, I have a key. They are bad about turning it on with butt grounds." Mr. Trivette stated that Kenny Foster started this five years ago in Franklin County. Mr. Trivette stated that there is a utility company not licensed in Franklin County and homeowner pulls permit to get temporary service but utility company installs temporary service. Mr. Trivette stated that is the way it has been done for years. Legal Counsel Dempsey stated that the utility company must be licensed. Mr. Trivette stated that he has a homeowner's affidavit for permit. Mr. Howard stated that there is nothing that the Committee could do due to the homeowner's affidavit for permit. Ms. Malone stated that if the permit is falsified. Mr. Trivette stated that he leaves a notice with the homeowner to ensure that the homeowner is the only people permitted to do the electrical work. Mr. Trivette stated that the "affidavit for permit clearly spells it out." Mr. Trivette stated that he had a situation where a homeowner pulled a permit and asked for a guide book to do the electrical wiring. Mr. Trivette stated that he suggested that the homeowner contact an Electrician. Mr. Helmer suggested that the Department issue a memorandum to utility companies and Electrical Inspectors. Legal Counsel Dempsey stated that the Department is working on a new bulletin like the previous bulletin issued in early January 2004.

Mr. Helmer stated that his April 13, 2003 letter made a list of items that need to be looked due to some inconsistency of enforcement. Mr. Helmer stated that has requested that they install (?) to be inspected on ground with no grams within 3 feet or use ABS pipe to install conduit in sand or pea gravel. Mr. Leake inquired if the reference installation is a service lateral owned by a utility company. Mr. Helmer stated that some are owned by utility companies. Mr. Helmer stated that he recommends having Electrician to install raceway and utility company to pull wires. Mr. Leake believes there should be some differential. Mr. Helmer stated that KU requires services to be installed. Mr. Helmer stated that they should be inspecting this but not sure if we require service lateral conduit or not. Mr. Helmer stated that "I'm getting we don't have to inspect, it falls back to the utility company." Mr. Trivette stated that it is acceptable to code, the utility company's meter base falls under the *NEC*. Service lateral may be done acceptable to utility code but not to *NEC*. Utility company does service pedestals cause company does not want to maintain the lateral. Mr. Trivette stated that "it is up to service." Chairman Archer stated that is covered by the *NESC*. Chairman Archer stated that he does not believe that the Committee needs to do anything. Mr. Trivette stated that KU does it same way as Bluegrass Energy, who puts it in ditch accessible to customer. Mr. Helmer stated that he will let the utility companies know what they need to do. Mr. Leake stated that the Public Service Commission requires compliance with the *NESC* and *NEC*.

Mr. Helmer stated that they make a flexible raceway. Mr. Helmer stated that he just wanted clarification from the Committee. Mr. Moore stated that the Committee could not go by each code reference to see if it is within compliance. Mr. Perkins stated that he made the statement that "if it does not meet *NEC* standards it has to check standards with the *NEFC*." Mr. Helmer inquired if this is acceptable and is ABS piping acceptable. Mr. Leake inquired if this installation is at raceway depth or conduit depth.

### **Manufactured Home Services**

Mr. Helmer stated that his letter dated February 17, 2004 was concerning manufactured home/mobile home parks. Mr. Helmer stated that if a meter has never been turned off when the manufactured/mobile home is removed and replaced with a different home, the service can be reconnected without an inspection. Mr. Perkins stated that the service has to be inspected due this issue being the same as the plumbing/septic law. Mr. Perkins stated that he tried to tell people that these services has to be inspected. Mr. Perkins stated that KRS 211.350 also has an issue on this matter as well. Mr. Helmer stated that he will be forwarding any problems relating to this matter to Mr. Perkins. Mr. Helmer stated that the Manufactured Housing Section of the Fire Marshal's Office may want to send a memorandum to their manufacture home dealers regarding this matter. Legal Counsel Dempsey stated that we will work with the Manufactured Housing Section to ensure the dealers are notified and also included in the Certified Installer classes.

Mr. Helmer stated that Certified Installers use to be able to hook up the electric service to the outside of manufactured homes. Mr. Helmer inquired if the service are still being approved to be placed on the outside of manufactured homes. Mr. Perkins stated that there is not been any more single wifes placing the services to the outside wall of the home as before. Mr. Perkins stated that the services on the outside wall of the home has to be approved by the manufacturer of the home and in accordance with the guidelines that was sent to all of the Electrical Inspectors.

Mr. Helmer inquired if the address for license holders on electrical licenses are be printed on the ID cards. Mike Shouse stated that he has received his electrical license and the address is not on the ID cards. Mr. Perkins inquired if the address is avalaible on the internet. Shawwna McMichael stated that the address is not available to someone looking up an license number. Legal Counsel Dempsey stated that he would check on the this matter.

### **Stephen Helmer – pool bonding**

Mr. Helmer inquired if pool bond must be completed by a licensed Master Electrician. Mr. Perkins stated that pool bonding is included in the *NEC*; therefore a Master Electrician license is required. Mr. Perkins stated that pool bonding is the same as always and nothing has changed. Pool installers must be licensed to do the bonding.

### **Frank Browning (2253-C)**

Chairman Archer inquired what Mr. Browning was requesting from the Committee. Frank Browning stated that he is currently an Inactive Electrical Inspector and is requesting his certification to be re-activated. Legal Counsel Dempsey stated that according to documentation there was a hearing with Legal Counsel Judith Walden prior to Legal Counsel Dempsey's employment with the Department. Legal Counsel Dempsey stated that the documentation indicate that Mr. Browning was doing electrical work while having his certification in active standings. Mr. Browning stated that was incorrect information. Legal Counsel Dempsey stated that he was just stating what the documentation in the hearing file stated. Mr. Browning stated that the City of Ashland filed the complaint against him, which was not correct. Legal Counsel Dempsey inquired if Mr. Browning was doing electrical contracting work. Mr. Browning stated that he is no longer doing electrical contracting. Legal Counsel Dempsey stated that Mr.

Browning has a son that does electrical contracting work and inquired if Mr. Browning will be doing inspections for his son. Mr. Browning answered no. Legal Counsel Dempsey stated that he has no problem with Mr. Browning's request to reactivate his Electrical Inspector's certification but want to reaffirm that Mr. Browning cannot do electrical contracting work while his Electrical Inspector's certification is in active status. Mr. Browning stated that he understood Legal Counsel Dempsey's request. Mr. Browning stated that he had talked with Legal Counsel Judith Walden a couple of years ago, in which she said that he would just have to make the request to the Committee.

Ms. Malone stated that Mr. Browning's continuing education would have to be current before his certification can be re-activated. Chairman Archer inquired if there was a motion to deny or approve Mr. Browning's request. Mr. Shelton inquired who Mr. Browning will be working for. Mr. Browning stated that he did not understand the question. Mr. Perkins inquired if Mr. Browning was going to be an independent Electrical Inspector. Mr. Browning answered yes.

Mr. Osborne made a motion to re-activate Mr. Browning's Electrical Inspector certification pending proof of continuing education and insurance/bond coverage. Mr. Howard seconded the motion. All in favor. Motion carried.

#### **Electrical Inspector Review – Gregory K. Myers (2458-R)**

Ms. McMichael stated that this is the second review to upgrade Mr. Myers' Electrical Inspector certification from residential to commercial. Ms. McMichael stated that Mr. Myers' request was reviewed at the last meeting and determined that more information on his commercial and industrial experience was required. Mr. Perkins stated that the Committee questioned Mr. Myers' documentation at the last meeting and determined that was not enough information on his commercial/industrial experience to issue a commercial certification. Mr. Leake inquired does he have a certification inspect now. Ms. McMichael answered yes; he has a residential Electrical Inspector certification. Mr. Leake inquired if Mr. Myers does contracting on commercial and industrial due to the documentation. Mr. Perkins answered he is not suppose to.

Mr. Leake inquired when Mr. Myers got his Electrical Inspector certification issued. Ms. McMichael stated that she would have to verify the date with his current file but believe that he got his certification within the last 2 years. Chairman Archer stated that there was some letters indicating Mr. Myers had commercial experience. Mr. Leake stated that he looks like he has enough experience. Ms. Malone stated that Mr. Myers original submittal for upgrade was primarily on residential experience. Meeting was adjourned for a break to verify Mr. Myers' issue date.

Mr. Howard made a motion to reconvene the meeting at 11:00 am. Mr. Osborne seconded the motion. All in favor. Motion carried. Meeting was reconvened.

McMichael stated that Mr. Myers' residential Electrical Inspector certification was issued on December 18, 2002. Mr. Osborne made a motion to approve Mr. Myers' application to upgrade his certification from residential to commercial. Mr. Howard seconded the motion. All in favor. Motion carried.

### **Continuing Education Review – Jewell Cook**

Jewell Cook stated that she would like to be approved as a continuing education provider for Master Electrician and Electrician. Ms. Cook stated that she believes the Committee has the information that she submitted. Ms. Cook stated that she is approved to teach HVAC continuing education. Ms. Cook currently works for *KCTCS* and hopes to retire within 9 months. Therefore, she is requesting to be approved as an individual. Ms. Cook stated that she had a BS in the business and wants to teach OSHA type courses. Ms. Malone stated that business courses are for Contractors not Master Electrician and Electrician. Ms. Cook stated that she teaches OSHA classes. Mr. Perkins stated that OSHA courses are approved for Contractor continuing education. Ms. Cook stated that she came to the meeting today to answer any questions that the Committee may have. Ms. Cook stated that teaches 8 hour courses for HVAC but would modify her course outline to meet the 6 hour requirement.

Mr. Osborne inquired if Ms. Cook was aware of the maximum limit of 2 hours of safety during each renewal year. Ms. Cook answered yes. Chairman Archer stated that a flyer in Ms. Cook's request listed her courses as being approved for Master Electrician and Electrician. Chairman Archer stated that the flyer would have to be modified to state that Ms. Cook's continuing education was approved for Contractor only.

Mr. Howard made a motion to approve Jewell Cook as a Contractor continuing education provider. Mr. Moore seconded the motion. All in favor. Motion carried.

### **Instructor Review – IBEW Local Union 816**

Mr. Osborne stated that *IBEW* was already approved as a continuing education provider. However, Mr. Osborne made a motion to approve the submitted instructors – Paul Moore, David Waggoner, Greg Hobgood and Brad Gray. Mr. Moore seconded the motion.

Ms. McMichael inquired if the Committee wanted or needed to review the instructors from the approved organizations. Mr. Osborne answered no, as long as the Department has the instructor's resume on file.

Mr. Perkins inquired if the Committee/Department accepts all *IBEW* continuing education nationwide. Mr. Osborne answered there is no regulation to not accept them due to *IBEW* being included in House Bill 115 as a continuing education provider.

### **Continuing Education Review – Michael Villines (2244-C)**

Mr. Osborne stated that there is no course outline included in the submitted information other than "NEC" being listed. Mr. Osborne made a motion deny Michael Villines' request for continuing education. Mr. Moore seconded the motion. All in favor. Motion carried.

Mr. Leake inquired if the Committee needs to reject Mr. Villines pending more information on his courses. Mr. Moore stated that a more detailed course outline is required.

### **Continuing Education Review – Jim Rich (1050-C)**

Mr. Moore stated that Jim Rich would need to submit a course outline. Mr. Leake stated that he's qualified but need more information on what Mr. Rich plans on teaching. Ms. McMichael stated Mr. Rich stated that he wanted to teach the same type courses as *IAEI* annual meetings. Ms. Malone stated that *IAEI* annual meetings are generally question and answer session. Ms. Malone stated that Mr. Moore needs to submit broader information. Mr. Howard inquired if Mr. Rich will be teaching one course or each one of the cited NEC references as a course.

Ms. Malone stated that according to Mr. Rich's cover letter he wants to do Master Electrician and Electrician continuing education in May and December. Ms. Malone stated that the referenced articles will be discussed but not limited to. Mr. Shouse inquired if Mr. Rich was requesting approval as a provider or Tri-County Electrical (*TCEMC*). Mr. Perkins stated that Mr. Rich is requesting to be an approved as a continuing education provider. Mr. Shouse inquired why the money for the courses is being mailed to *TCEMC*.

Mr. Osborne made a motion to clarify who the provider is and submit a more detailed course outline. Mr. Howard seconded the motion. All in favor. Motion carried.

### **Continuing Education Review – Impact**

Mr. Osborne inquired the reason Impact was denied at the last Committee meeting. Ms. McMichael stated that the course schedule needed to be separate Master Electrician and Electrician courses from Contractor courses.

Mr. Osborne made a motion to approve Impact as a Master Electrician, Electrician and Contractor continuing education provider. Mr. Shouse seconded the motion. All in favor. Motion carried.

### **“Operation Clean Sweep”**

Item 1 - Mr. Owens stated that there have been several questions that have been asked to the Legal Counsels and have been given different answers. Therefore, Mr. Owens is requesting the Committee's opinion.

Mr. Owens stated that an applicant was issued a pending electrical license if they held a local license or state certification. The pending licenses were issued as “bulk”. The date of the pending license is the date the information was uploaded from the database submitted by the local municipality. The “bulk” applicants were mailed a letter notifying them of their pending licenses and were requested to submit a picture and payment of the license. People were unaware of the information being entered. The information (picture and payment of the license) that is submitted is check in accordance with the bulk date. The system as designed charges applicants from the date issued.

Mr. Owens stated that the Department charges the applicant the license fee from the “bulk” date not the date the information is received. However, if an applicant sends in an application and fails to pay for the application fee, the fee is charged in accordance with the date on the application. Mr. Owens stated that the Department uses the “bulk” date instead of the date on the application. However, individuals are not very happy. Mr. Owens stated that it is unfair to

charge someone the application fee from the bulk date instead of when the information is actually received. Mr. Owens stated that it has not been consistent on what date is being used to charge application fees by the electrical licensing staff.

Mr. Moore stated that his concern is that people are not being notified that they have been issued a pending license. Lori Miley stated that the people issued a pending license due to “bulk” status were mailed a letter. Mr. Moore inquired when the letter was mailed. Mr. Perkins stated that there were letters returned due to incorrect addresses. Mr. Owens stated that he could assure the Committee that everyone listed as “bulk” was mailed a letter. Ms. Malone inquired if the Department sent the letters to the last known address. Mr. Trivette stated that Franklin County submitted their database of license holders. Mr. Trivette stated that he was under the assumption that the database showed the license holders had proof of experience. Mr. Osborne stated that was his understanding as well. Ms. Malone stated we considered local licenses as state licenses until the local license expired so that the license holders did not have to purchase another license.

Item 2 - Mr. Owens stated that item number 2 relates to individuals who have been issued applicants who have been issued an Electricians license and now want to apply for a Master Electricians license. Mr. Owens inquired if applicant will need to pay for the application fee for Master Electrician license if they have already paid for an Electrician license. Mr. Perkins stated that the Master Electrician and Electrician license are two separate licenses and therefore would be required to submit an additional application fee if the applicant chooses to upgrade their license from Electrician to Master Electrician. Mr. Osborne stated that if an applicant applies online, the computer system issues a pending license number from the date you apply.

Item 3 - If an application is mailed in July, the application fee is charge in accordance with the July schedule. Mr. Moore stated that he did not want to complicate it, but inquired why the postmark was not used. Mr. Owens stated that applicants that apply online submits an application online and submits the documentation to the Department by mail. Mr. Osborne stated that he applied for his license in June and has never received anything from the Department. Mr. Owens stated that the application process for “bulk” licenses is started when the applicant submits their picture and fee. Mr. Osborne stated that it is a hardship for individuals to get a passport picture when the picture is not being placed on the ID Cards. Mr. Perkins stated that the pictures will be on the first renewals.

Mr. Owens stated that if an individual sends in their application and does not send in the require money the Department denies the applicant and requires the applicant to submit the required application fee. Mr. Moore stated that the fee should be retro-activated from the date the application was received. Mr. Leake stated that is the easiest way. Mr. Leake stated that only item number 1 is tricky. Mr. Moore inquired how many licenses were issued as “bulk”. Ms. Miley stated 4,000 to 5,000 licenses. Mr. Leake stated that a lot of applicants didn’t pay. Mr. Moore if the bulk dates will that cause the Department to cut 4-5,000 refund checks. Mr. Owens stated that is why the question was asked to the Committee. Mr. Owens informed Mr. Osborne that he would print his ID card before he left. Mr. Osborne stated that he did not want any special treatment. Mr. Owens stated that some the Contractor licenses have already been mailed. Mr. Leake stated that the application fees should be charged from the date the application, picture or payment is received not the “bulk” dates. Mr. Shouse stated that he has already

received his Contractor license but not his Master Electrician license. Mr. Owens stated that Master Electrician licenses will be mailed today. Legal Counsel Bennett inquired if the “bulk” applicants submitted an application. Mr. Owens answered not always; the Department generally only receives the payment for the application fee.

Mr. Moore stated that he is unsure that clarification is needed. Mr. Moore stated that Franklin County submitted their database, letters was mailed to “bulk” individuals and if they apply online they pay for the application fees from the date they apply online. Mr. Owens stated that was just for online applications. Mr. Owens inquired what about the applications that were submitted through the mail. Ms. Malone stated that individuals do not understand that the fee is according to the “bulk” date not the application date. Mr. Owens answered yes. Ms. Malone stated that there are a lot of scenarios. Ms. Malone stated that she needed to know if it is by the application date or database (“bulk”) date. Ms. Malone stated that “we don’t need a motion. We need to go back to see if there is a big impact.”

Mr. Moore made a motion to authorize the Department to consider the application fees in accordance with the date of applying online or date on the application and consider Master Electrician and Electricians as separate applications. Mr. Howard seconded the motion. All in favor. Motion carried.

### **IBEW**

Mr. Owens inquired if the Department can accept all *IBEW*’s documentation for applicants from out-of-state as long as the letter is signed and notarized. Ms. Malone stated that the documentation from *IBEW* has to be in state. Ms. Malone stated that *IBEW* continuing education can be accepted in or out of state. Mr. Perkins stated that Mr. Owens is inquired about licensing not continuing education. Ms. Malone stated that experience must be in state. Mr. Owens stated that “*IBEW* Local Union 369 sent in a list of members and *IBEW* Local Union 1701 sent in letters verifying that there are other members not necessary.” Mr. Owens stated that there is an application in Indiana in the *IBEW* Local Union with a notarized statement. Mr. Owens stated that the Department does not see a distinction between in state and out of state. Ms. Malone stated that boarder local unions may have members with experience in Kentucky. Mr. Osborne stated that the bill says experience has to be in Kentucky. Mr. Osborne stated that “if their experience is no initially in Kentucky, you can’t just approve *IBEW* across the board.” Ms. Malone stated that “letters from *IBEW* is acceptable forms of documentation and that is where the misunderstanding is.”

Mr. Osborne inquired if there are licenses that have been issued out of state, are they being denied and mailed a letter. Mr. Owens stated we have developed a plan on how to handle out-of state license holders. Mr. Owens inquired if it mattered if the union was in state or out-of-state and if there was international standards for organizations. Mr. Moore stated that the letters was to only accept to verify an applicant’s experience. Mr. Owens stated that “we only focused on one part of the way you receive application.” Mr. Osborne stated that “the best advice is to go forward and let us know in July. If you have system set up to handle it.”

Ms. Malone stated that “if an applicant has license in city, county, urban government or state certification its okay. If no, their documentation must be in state experience.” Mr. Owens stated

that Mr. Langford stated that “Section 6 covers applicants that are approved during grandfathering and now says that this section is incorrect. Therefore, I am requesting clarification from the Committee.” Ms. Malone stated that test scores are acceptable over the 2002 *NEC* code and applicants that do not have Kentucky experience must take the approved test with documentation of their experience. Mr. Leake stated that if someone holds a license in city, county or urban government, their experience is acceptable. Ms. Malone answered yes, if their experience is not in Kentucky they must provide documentation of their experience and test scores.

### **Meeting Adjournment**

Mr. Moore made a motion to adjourn the meeting. Mr. Howard seconded the motion. All in favor. Motion carried. Chairman Archer stated that the next Committee meeting is scheduled for Tuesday, April 6, 2004 at 9:00 am. Meeting adjourned at 12:12 pm.

### **Advisory Minutes Note:**

The tape for this Committee was not functioning properly. Therefore, some items were not retrievable from the tape.